

# SENATE BILL 1055

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By: **Senator Muse**

Introduced and read first time: March 1, 2010

Assigned to: Rules

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## A BILL ENTITLED

1 AN ACT concerning

2 **Health Occupations – Restricted Volunteer Dentist’s License – Restricted**  
3 **Volunteer Dental Hygienist’s License**

4 FOR the purpose of establishing a restricted volunteer dentist’s license and a  
5 restricted volunteer dental hygienist’s license under the State Board of Dental  
6 Examiners; establishing certain procedures to apply for certain licenses;  
7 establishing the scope of practice of certain licenses; providing that the holders  
8 of certain licenses may not be required to complete certain continuing education  
9 requirements as a condition of renewal of the licenses; defining certain terms;  
10 and generally relating to the establishment of a restricted volunteer dentist’s  
11 license and a restricted volunteer dental hygienist’s license.

12 BY repealing and reenacting, with amendments,  
13 Article – Health Occupations  
14 Section 4–101, 4–304, 4–308, and 4–309  
15 Annotated Code of Maryland  
16 (2009 Replacement Volume)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article – Health Occupations**

20 4–101.

21 (a) In this title the following words have the meanings indicated.

22 (b) “Board” means the State Board of Dental Examiners.

23 (c) “Dental appliance” means any:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (1) Oral prosthesis;
- 2 (2) Orthodontic appliance;
- 3 (3) Regulatory appliance;
- 4 (4) Supportive appliance; or
- 5 (5) Other intraoral appliance or restoration.

6 (d) “Dental hygienist” means an individual, other than a dentist, who  
7 practices dental hygiene.

8 (e) “Dental laboratory” means any commercial laboratory or workroom in  
9 which a person engages in dental laboratory work.

10 (f) “Dental laboratory work” means making, repairing, or altering a dental  
11 appliance extraorally.

12 (g) “Dentist” means an individual who practices dentistry.

13 (h) (1) “License” means, unless the context requires otherwise, a license  
14 issued by the Board to:

15 (i) Practice dentistry; or

16 (ii) Practice dental hygiene.

17 (2) “License” includes, unless the context requires otherwise:

18 (i) A general license to practice dentistry;

19 (ii) A limited license to practice dentistry;

20 (iii) A teacher’s license to practice dentistry;

21 (iv) A general license to practice dental hygiene;

22 (v) A teacher’s license to practice dental hygiene;

23 (vi) A retired volunteer dentist’s license to practice dentistry;

24 (vii) A retired volunteer dental hygienist’s license to practice  
25 dental hygiene;

26 (viii) A volunteer dentist’s license to practice dentistry; [and]

1 (ix) A volunteer dental hygienist's license to practice dental  
2 hygiene;

3 (X) A RESTRICTED VOLUNTEER DENTIST'S LICENSE TO  
4 PRACTICE DENTISTRY; AND

5 (XI) A RESTRICTED VOLUNTEER DENTAL HYGIENIST'S  
6 LICENSE TO PRACTICE DENTAL HYGIENE.

7 (i) (1) "Licensed dental hygienist" means, unless the context requires  
8 otherwise, a dental hygienist who is licensed by the Board to practice dental hygiene.

9 (2) "Licensed dental hygienist" includes, unless the context requires  
10 otherwise, a holder of:

11 (i) A general license to practice dental hygiene;

12 (ii) A teacher's license to practice dental hygiene;

13 (iii) A retired volunteer dental hygienist's license to practice  
14 dental hygiene; [or]

15 (iv) A volunteer dental hygienist's license to practice dental  
16 hygiene; OR

17 (V) A RESTRICTED VOLUNTEER DENTAL HYGIENIST'S  
18 LICENSE TO PRACTICE DENTAL HYGIENE.

19 (j) (1) "Licensed dentist" means, unless the context requires otherwise, a  
20 dentist who is licensed by the Board to practice dentistry.

21 (2) "Licensed dentist" includes, unless the context requires otherwise,  
22 a holder of:

23 (i) A general license to practice dentistry;

24 (ii) A limited license to practice dentistry;

25 (iii) A teacher's license to practice dentistry;

26 (iv) A retired volunteer dentist's license to practice dentistry;  
27 [or]

28 (v) A volunteer dentist's license to practice dentistry; OR

1                                   **(VI) A RESTRICTED VOLUNTEER DENTIST'S LICENSE TO**  
2 **PRACTICE DENTISTRY.**

3           (k)    “Practice dental hygiene” means to:

4                   (1)    Perform a preliminary dental examination;

5                   (2)    Perform a complete prophylaxis, including the removal of any  
6 deposit, accretion, or stain from the surface of a tooth or a restoration;

7                   (3)    Polish a tooth or a restoration;

8                   (4)    Chart cavities, restorations, missing teeth, periodontal conditions,  
9 and other features observed during preliminary examination, prophylaxis, or  
10 polishing;

11                  (5)    Apply a medicinal agent to a tooth for a prophylactic purpose;

12                  (6)    Take a dental X ray;

13                  (7)    Perform a manual curettage in conjunction with scaling and root  
14 planing;

15                  (8)    Administer local anesthesia in accordance with § 4–206.1 of this  
16 title; or

17                  (9)    Perform any other intraoral function that the Board authorizes by  
18 a rule or regulation adopted under § 4–206 of this title.

19           (l)    “Practice dentistry” means to:

20                   (1)    Be a manager, a proprietor, or a conductor of or an operator in any  
21 place in which a dental service or dental operation is performed intraorally;

22                   (2)    Perform or attempt to perform any intraoral dental service or  
23 intraoral dental operation;

24                   (3)    Diagnose, treat, or attempt to diagnose or treat any disease, injury,  
25 malocclusion, or malposition of a tooth, gum, or jaw, or structures associated with a  
26 tooth, gum, or jaw if the service, operation, or procedure is included in the curricula of  
27 an accredited dental school or in an approved dental residency program of an  
28 accredited hospital or teaching institution;

29                   (4)    Perform or offer to perform dental laboratory work;

30                   (5)    Place or adjust a dental appliance in a human mouth; or

1           (6) Administer anesthesia for the purposes of dentistry and not as a  
2 medical specialty.

3           (m) Except as provided in § 4-308(e)(2) of this title, “supervision” means  
4 supervision of a dental hygienist by a dentist, where the dentist may or may not be  
5 present when the dental hygienist performs the dental hygiene procedures but is  
6 available on the premises.

7           (n) “Third party” means any person who collects premiums, assumes  
8 financial risks, pays claims, or provides administrative services relating to any:

9                   (1) Insurance policy;

10                   (2) Insurance contract;

11                   (3) Health prepayment contract;

12                   (4) Health care plan; or

13                   (5) Nonprofit health service plan contract.

14 4-304.

15           (a) To apply for a license, an applicant shall:

16                   (1) Submit an application to the Board on the form that the Board  
17 requires; and

18                   (2) Pay to the Board an application fee set by the Board.

19           (b) In addition to the other requirements of this section, an applicant for a  
20 limited license to practice dentistry shall submit to the Board a written request, from  
21 the hospital, sanatorium, dental school, or public health program to which the practice  
22 is to be limited, that the license be issued.

23           (c) To apply for a retired volunteer dentist’s license [or], a volunteer  
24 dentist’s license, **OR A RESTRICTED VOLUNTEER DENTIST’S LICENSE** to practice  
25 dentistry, an applicant:

26                   (1) Shall submit an application to the Board on the form that the  
27 Board requires; and

28                   (2) May not be required to pay an application fee.

29           (d) (1) At least 30 days before the examination, an applicant for a general  
30 license to practice dental hygiene shall submit the application to the Board.

1           (2) In addition to the other requirements of this section, an applicant  
2 for a license to practice dental hygiene shall submit to the Board:

3                   (i) Satisfactory evidence of graduation from a dental hygiene  
4 program accredited by the American Dental Association Commission on Dental  
5 Accreditation; and

6                   (ii) Any other credentials that the Board requires.

7           (e) To apply for a retired volunteer dental hygienist's license [or], a  
8 volunteer dental hygienist's license, **OR A RESTRICTED VOLUNTEER DENTAL**  
9 **HYGIENIST'S LICENSE** to practice dental hygiene, an applicant:

10                   (1) Shall submit an application to the Board on the form that the  
11 Board requires; and

12                   (2) May not be required to pay an application fee.

13 4-308.

14           (a) A general license to practice dentistry issued under this title authorizes  
15 the licensee to practice dentistry while the license is effective.

16           (b) While it is effective, a limited license to practice dentistry issued under  
17 this title authorizes the licensee to practice dentistry, including as an intern or a  
18 resident:

19                   (1) Only for the institution or public health program named on the  
20 license; and

21                   (2) Only on patients of the institution or public health program named  
22 on the license.

23           (c) While it is effective, a retired volunteer dentist's license or a volunteer  
24 dentist's license to practice dentistry issued under this title authorizes the licensee to  
25 practice dentistry:

26                   (1) Only in a dental office, dental clinic, ambulatory care facility, or  
27 hospital;

28                   (2) Only for an entity providing medical care to the poor, elderly, or  
29 handicapped that is operated by:

30                           (i) The State or a local government;

31                           (ii) A bona fide charitable organization; or

1 (iii) Any other entity authorized under regulations adopted by  
2 the Board;

3 (3) If the dentist signs a written statement agreeing to donate at least  
4 100 hours of dental services without compensation in a facility that satisfies the  
5 requirements of items (1) and (2) of this subsection;

6 (4) If the dentist provides documentation as required by the Board  
7 which evidences that the licensee is covered by malpractice insurance; and

8 (5) If the dentist does not otherwise practice dentistry for profit in  
9 Maryland.

10 **(D) WHILE IT IS EFFECTIVE, A RESTRICTED VOLUNTEER DENTIST'S**  
11 **LICENSE ISSUED UNDER THIS TITLE AUTHORIZES THE LICENSEE TO PRACTICE**  
12 **DENTISTRY:**

13 **(1) ONLY IN A TEMPORARY DENTAL CLINIC PROVIDING MEDICAL**  
14 **CARE TO THE POOR, ELDERLY, OR DISABLED THAT IS OPERATED BY:**

15 **(I) A BONA FIDE CHARITABLE ORGANIZATION; OR**

16 **(II) ANY OTHER ENTITY AUTHORIZED UNDER REGULATIONS**  
17 **ADOPTED BY THE BOARD;**

18 **(2) (I) IF THE DENTIST HOLDS AN UNRESTRICTED LICENSE IN**  
19 **ANOTHER STATE AS A LICENSEE IN GOOD STANDING; OR**

20 **(II) IF THE DENTIST IS A RETIRED DENTIST, ON THE DATE**  
21 **OF RETIREMENT HELD AN UNRESTRICTED LICENSE IN ANOTHER STATE AS A**  
22 **LICENSEE IN GOOD STANDING;**

23 **(3) IF THE DENTIST TREATS ONLY PATIENTS WHO HAVE BEEN**  
24 **SCREENED BY THE ENTITY PROVIDING MEDICAL CARE UNDER ITEM (1) OF THIS**  
25 **SUBSECTION AND ARE ELIGIBLE FOR TREATMENT;**

26 **(4) IF THE DENTIST HAS FULFILLED ANY REQUIREMENTS OF THE**  
27 **BOARD RELATED TO KNOWLEDGE OF THE LAWS AND REGULATIONS GOVERNING**  
28 **THE PRACTICE OF DENTISTRY IN THE STATE;**

29 **(5) IF THE DENTIST HAS NOT FAILED A CLINICAL EXAMINATION**  
30 **WITHIN THE PAST 5 YEARS;**

31 **(6) IF THE DENTIST HAS HAD AT LEAST 5 YEARS OF CLINICAL**  
32 **PRACTICE;**

1           **(7) IF THE DENTIST SIGNS A WRITTEN STATEMENT AGREEING TO**  
 2 **DONATE DENTAL SERVICES WITHOUT COMPENSATION FOR AN ENTITY THAT**  
 3 **SATISFIES THE REQUIREMENTS OF ITEM (1) OF THIS SUBSECTION;**

4           **(8) IF THE DENTIST PROVIDES DOCUMENTATION AS REQUIRED**  
 5 **BY THE BOARD THAT EVIDENCES THAT THE LICENSEE IS COVERED BY**  
 6 **MALPRACTICE INSURANCE;**

7           **(9) IF THE DENTIST DOES NOT OTHERWISE PRACTICE DENTISTRY**  
 8 **FOR PROFIT IN MARYLAND; AND**

9           **(10) IF THE DENTIST HAS NOT HELD AN ACTIVE UNRESTRICTED**  
 10 **LICENSE IN ANOTHER STATE AND HAS BEEN ENGAGED IN ACTIVE PRACTICE IN**  
 11 **ANOTHER STATE WITHIN THE PAST 5 YEARS, ONLY IF A LICENSED DENTIST**  
 12 **REVIEWS THE QUALITY OF CARE RENDERED BY THE DENTIST.**

13           **[(d)] (E)** While it is effective, a teacher's license to practice dentistry issued  
 14 under this title authorizes the licensee to practice dentistry at only the following  
 15 institutions:

16           (1) The institution named on the license; and

17           (2) Other affiliated institutions as appropriate because of the  
 18 specialized nature of the services to be performed.

19           **[(e)] (F)** (1) Except as provided in subsection **[(h)] (J)** of this section,  
 20 while it is effective, a general license to practice dental hygiene issued under this title  
 21 authorizes the licensee to practice dental hygiene:

22           (i) Under the supervision of a licensed dentist who is:

23                   1. On the premises and available for personal  
 24 consultation while the services are being performed; or

25                   2. Not on the premises while authorized dental hygiene  
 26 services are provided when the requirements of subsection **[(i)] (K)** of this section have  
 27 been fully satisfied; and

28           (ii) Only in a:

29                   1. Dental office;

30                   2. Dental clinic;

31                   3. Hospital;



1                                   3.     Adequate safeguards are present to protect the  
2 patient's health and safety.

3                                   (4)   (i)     The Board, upon written request or its own motion, may  
4 conduct a public informational meeting on any waiver application.

5                                   (ii)    The Board shall maintain records of all waiver applications  
6 and the criteria and basis for its action on each application.

7                                   (iii)   The Board shall have the power to inspect or review any  
8 facility, location, person, or entity applying for, covered by, or acting under a waiver.

9                                   (5)    (i)     Except as provided under subparagraph (ii) of this  
10 paragraph, the Board shall accept or deny a waiver under paragraph (2) of this  
11 subsection within 60 calendar days of the receipt of the application for the waiver or it  
12 shall be deemed to have been accepted.

13                                   (ii)    If extraordinary circumstances exist, the Board shall accept  
14 or deny a waiver under paragraph (2) of this subsection within 90 calendar days of the  
15 receipt of the application for the waiver or it shall be deemed to have been accepted.

16                                   (6)    Any changes in the procedures or personnel of a facility with a  
17 waiver granted under this subsection shall be reported to the Board within 15  
18 business days after the change.

19                                   **[(f)] (G)**     While it is effective, a retired volunteer dental hygienist's license  
20 or a volunteer hygienist's license to practice dental hygiene issued under this title  
21 authorizes the licensee to practice dental hygiene:

22                                   (1)     Only in a dental office, dental clinic, ambulatory care facility, or  
23 hospital;

24                                   (2)     Only for an entity providing medical care to the poor, elderly, or  
25 handicapped that is operated by:

26                                   (i)     The State or a local government;

27                                   (ii)    A bona fide charitable organization; or

28                                   (iii)   Any other entity authorized under regulations adopted by  
29 the Board;

30                                   (3)     If the dental hygienist signs a written statement agreeing to  
31 donate at least 100 hours of dental hygiene services without compensation in a facility  
32 that satisfies the requirements of items (1) and (2) of this subsection;

1           (4) If the dental hygienist provides documentation as required by the  
2 Board which evidences that the licensee is covered by malpractice insurance; and

3           (5) If the dental hygienist does not otherwise practice dental hygiene  
4 for profit in Maryland.

5           **(H) WHILE IT IS EFFECTIVE, A RESTRICTED VOLUNTEER DENTAL**  
6 **HYGIENIST'S LICENSE ISSUED UNDER THIS TITLE AUTHORIZES THE LICENSEE**  
7 **TO PRACTICE DENTAL HYGIENE:**

8           **(1) ONLY IN A TEMPORARY DENTAL CLINIC PROVIDING MEDICAL**  
9 **CARE TO THE POOR, ELDERLY, OR DISABLED THAT IS OPERATED BY:**

10                   **(I) A BONA FIDE CHARITABLE ORGANIZATION; OR**

11                   **(II) ANY OTHER ENTITY AUTHORIZED UNDER REGULATIONS**  
12 **ADOPTED BY THE BOARD;**

13           **(2) (I) IF THE DENTAL HYGIENIST HOLDS AN UNRESTRICTED**  
14 **LICENSE IN ANOTHER STATE AS A LICENSEE IN GOOD STANDING; OR**

15                   **(II) IF THE DENTAL HYGIENIST IS A RETIRED DENTAL**  
16 **HYGIENIST, ON THE DATE OF RETIREMENT HELD AN UNRESTRICTED LICENSE IN**  
17 **ANOTHER STATE AS A LICENSEE IN GOOD STANDING;**

18           **(3) IF THE DENTAL HYGIENIST TREATS ONLY PATIENTS WHO**  
19 **HAVE BEEN SCREENED BY THE ENTITY PROVIDING MEDICAL CARE UNDER ITEM**  
20 **(1) OF THIS SUBSECTION AND ARE ELIGIBLE FOR TREATMENT;**

21           **(4) IF THE DENTAL HYGIENIST HAS FULFILLED ANY OF THE**  
22 **REQUIREMENTS OF THE BOARD RELATED TO KNOWLEDGE OF THE LAWS AND**  
23 **REGULATIONS GOVERNING THE PRACTICE OF DENTAL HYGIENE IN THE STATE;**

24           **(5) IF THE DENTAL HYGIENIST HAS NOT FAILED A CLINICAL**  
25 **EXAMINATION WITHIN THE PAST 5 YEARS;**

26           **(6) IF THE DENTAL HYGIENIST HAS HAD AT LEAST 5 YEARS OF**  
27 **CLINICAL PRACTICE;**

28           **(7) IF THE DENTAL HYGIENIST SIGNS A WRITTEN STATEMENT**  
29 **AGREEING TO DONATE DENTAL HYGIENE SERVICES WITHOUT COMPENSATION**  
30 **FOR AN ENTITY THAT SATISFIES THE REQUIREMENTS OF ITEM (1) OF THIS**  
31 **SUBSECTION;**

1           **(8) IF THE DENTAL HYGIENIST PRACTICES DENTAL HYGIENE**  
2 **ONLY UNDER THE SUPERVISION OF A LICENSED DENTIST IN THE STATE;**

3           **(9) IF THE DENTAL HYGIENIST PROVIDES DOCUMENTATION AS**  
4 **REQUIRED BY THE BOARD THAT EVIDENCES THAT THE LICENSEE IS COVERED**  
5 **BY MALPRACTICE INSURANCE; AND**

6           **(10) IF THE DENTAL HYGIENIST DOES NOT OTHERWISE PRACTICE**  
7 **DENTAL HYGIENE FOR PROFIT IN THE STATE.**

8           **[(g)] (I)** While it is effective, a teacher's license to practice dental hygiene  
9 issued under this title authorizes the licensee to:

10           (1) Teach dental hygiene only at the institution named on the license;  
11 and

12           (2) Practice dental hygiene under the general supervision of a licensed  
13 dentist with the institution named on the license.

14           **[(h)] (J)** (1) (i) In this subsection the following words have the  
15 meanings indicated.

16                           (ii) "Contractual employee" means a dental hygienist who has  
17 an annual contract to practice dental hygiene an average of at least 8 hours per week  
18 in a facility specified under paragraph (3)(i) of this subsection.

19                           (iii) "Facility" includes a program operated within a facility that  
20 is specified under paragraph (3)(i) of this subsection.

21                           (iv) "Federally qualified health center" has the meaning stated  
22 in 42 U.S.C. § 254b(a).

23                           (v) "Federally qualified health center look-alike" has the  
24 meaning stated in 42 U.S.C. § 1396d(l)(2)(B).

25                           (vi) "General supervision" means supervision of a dental  
26 hygienist by a dentist, where the dentist may or may not be present when the dental  
27 hygienist performs the dental hygiene procedures.

28           (2) (i) While effective, a general license to practice dental hygiene  
29 issued under this title authorizes the licensee to practice dental hygiene and apply  
30 sealants or fluoride agents such as professional topical fluoride treatments, mouth  
31 rinse, or varnish:

32                           1. Under general supervision in accordance with this  
33 subsection; and

1                   2.     In a facility specified under paragraph (3)(i) of this  
2 subsection that complies with the requirements of this subsection.

3                   (ii)    This subsection may not be construed to:

4                   1.     Authorize a dental hygienist to practice dental  
5 hygiene independent of a supervising dentist;

6                   2.     Prohibit a dentist from being available for personal  
7 consultation or on the premises where a dental hygienist is practicing; or

8                   3.     Require a waiver under subsection [(e)] (F) of this  
9 section.

10                  (3)   (i)    While it is effective, a general license to practice dental  
11 hygiene issued under this title authorizes the licensee to practice dental hygiene under  
12 general supervision in:

13                   1.     A dental facility owned and operated by the federal,  
14 the State, or a local government;

15                   2.     A public health department or public school of the  
16 State or a county;

17                   3.     A facility in which a program licensed by the  
18 Department is operating;

19                   4.     A facility owned and operated by the Department of  
20 Juvenile Services;

21                   5.     A facility owned and operated by the State or a local  
22 government that provides medical care to the poor, elderly, or handicapped;

23                   6.     A facility in which a federally qualified health center  
24 or a federally qualified health center look-alike is located; or

25                   7.     A facility in which a State licensed Head Start  
26 Program or Early Head Start Program operates.

27                   (ii)   Before a facility may allow a dental hygienist authorized to  
28 practice dental hygiene under general supervision in accordance with this subsection  
29 to practice in the facility, the facility shall report to the Board:

30                   1.     That the facility is operating under general  
31 supervision; and



1 (v) A dental hygienist practicing under the general supervision  
2 of a licensed dentist ascertains before treating a recall patient that there has been no  
3 change in the patient's medical history;

4 (vi) A dental hygienist consults with the supervising dentist, the  
5 patient's dentist, or a treating physician before proceeding with treatment if there is a  
6 change in the patient's medical history;

7 (vii) Adequate facilities and equipment are available for the  
8 delivery of dental hygiene services other than fluoride rinse programs; and

9 (viii) Reports to the Board any changes in the status of the  
10 facility's general supervision, any supervising dentist, or any dental hygienist within  
11 30 days after the change.

12 **[(i)] (K)** (1) In this subsection, "private dental office" means a dental  
13 office owned and operated by:

14 (i) A licensed dentist; or

15 (ii) A professional corporation, partnership, limited liability  
16 company, or limited liability partnership owned and controlled by a licensed dentist.

17 (2) While it is effective, a general license to practice dental hygiene  
18 issued under this title authorizes the licensee to practice dental hygiene under the  
19 general supervision of a licensed dentist in a private dental office.

20 (3) A private dental office in which a dental hygienist is authorized to  
21 practice under the general supervision of a licensed dentist shall ensure that:

22 (i) The supervising dentist holds an active license to practice  
23 dentistry in this State;

24 (ii) The dental hygienist holds an active license to practice  
25 dental hygiene in this State;

26 (iii) The dental hygienist has at least 1,500 hours of dental  
27 hygiene clinical practice in direct patient care; and

28 (iv) There is a written agreement between the supervising  
29 dentist and the dental hygienist practicing under general supervision that clearly sets  
30 forth the terms and conditions under which the dental hygienist may practice,  
31 including a statement that the dental hygienist may provide dental hygiene services  
32 without the supervising dentist on the premises.

1 (4) A dental hygienist may perform authorized dental hygiene services  
2 without the supervising dentist on the premises only if:

3 (i) After the supervising dentist examines and evaluates a  
4 patient, the prescribed and authorized treatment to be provided by the dental  
5 hygienist is written in the patient's records;

6 (ii) 1. Treatments authorized by a supervising dentist to be  
7 provided by the dental hygienist are rendered no later than 7 months from the date  
8 the patient was examined and evaluated by the supervising dentist; and

9 2. Upon expiration of a prescription or prescribed  
10 treatment, the supervising dentist examines and reevaluates the patient before  
11 writing a new prescription and authorization for treatment;

12 (iii) Prior to an appointment, the patient or the custodial parent  
13 or legal guardian of a minor or incompetent adult shall:

14 1. Be informed that a dental hygienist will be providing  
15 services previously prescribed by a dentist who will not be on the premises during the  
16 appointment; and

17 2. Consent to receiving the dental hygiene services;

18 (iv) Written emergency procedures are in place and the dental  
19 hygienist is trained to implement the emergency procedures;

20 (v) A designated licensed dentist is available for consultation  
21 with the dental hygienist; and

22 (vi) The number of unsupervised clinical hours worked by a  
23 supervised dental hygienist in any given 3-month period is less than 60 percent of the  
24 dental hygienist's total hours worked during that 3-month period.

25 (5) A supervising dentist may not employ more than two dental  
26 hygienists to work under the dentist's general supervision at any given time.

27 4-309.

28 (a) (1) Except as otherwise provided in this subsection, a license expires  
29 on the date set by the Board, unless the license is renewed for an additional term as  
30 provided in this section. A license may not be renewed for a term longer than 2 years.

31 (2) Except as provided in § 4-303.1 of this subtitle, a limited license to  
32 practice dentistry expires on the first anniversary of its effective date.

33 (3) A teacher's license to practice dentistry or a teacher's license to  
34 practice dental hygiene expires on the earlier of:

1                   (i)     The date set by the Board, unless the license is renewed for  
2 an additional term as provided in this section; or

3                   (ii)    The date when the licensee ceases to be a full-time or  
4 part-time faculty member at the institution named on the license.

5           (b)     If a teacher's license to practice dentistry expires because the licensee no  
6 longer is a full-time or part-time faculty member at the institution named on the  
7 license, the licensee shall surrender the license to the Board secretary within 30 days.

8           **(C)     THE HOLDER OF A RESTRICTED VOLUNTEER DENTIST'S LICENSE OR**  
9 **A RESTRICTED VOLUNTEER DENTAL HYGIENIST'S LICENSE MAY NOT BE**  
10 **REQUIRED TO COMPLETE CONTINUING EDUCATION REQUIREMENTS AS A**  
11 **CONDITION OF RENEWAL OF THE LICENSE.**

12           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 October 1, 2010.